

House File 2492

S-5290

1 Amend House File 2492, as amended, passed, and reprinted by  
2 the House, as follows:

3 1. Page 1, before line 1 by inserting:

4 <DIVISION I

5 FY 2018-2019 APPROPRIATIONS>

6 2. Page 1, line 17, by striking <6,511,705> and inserting  
7 <5,911,705>

8 3. Page 3, after line 24 by inserting:

9 <4. The department of justice shall be subject to an  
10 agreed-upon procedures engagement performed by the auditor of  
11 state to identify sources and uses of discretionary funds of  
12 the department, including but not limited to legal settlement  
13 funds controlled by the department. The auditor of state  
14 shall complete and file the written report of the auditor's  
15 findings and recommendations with the general assembly and  
16 the governor's office by February 1, 2019. The department of  
17 justice shall fully reimburse the auditor of state for the  
18 agreed-upon procedures engagement.>

19 4. Page 6, line 20, by striking <9,933,851> and inserting  
20 <9,231,488>

21 5. Page 14, line 4, by striking <6,631,377> and inserting  
22 <4,734,703>

23 6. Page 14, line 15, by striking <14,463,083> and inserting  
24 <14,663,083>

25 7. Page 14, line 17, by striking <162.00> and inserting  
26 <163.00>

27 8. Page 14, line 20, by striking <2.0> and inserting <and  
28 additional 3.0>

29 9. Page 15, line 2, by striking <302,345> and inserting  
30 <650,000>

31 10. Page 15, after line 2 by inserting:

32 <Notwithstanding section 8.33, moneys appropriated in this  
33 subsection that remain unencumbered or unobligated at the close  
34 of the fiscal year shall not revert but shall remain available  
35 for expenditure for the purposes designated until the close of

1 the succeeding fiscal year.>

2 11. Page 15, line 12, by striking <7,585,873> and inserting  
3 <7,785,873>

4 12. Page 15, line 29, by striking <109,042> and inserting  
5 <209,042>

6 13. Page 16, line 5, by striking <4,765,056> and inserting  
7 <4,965,056>

8 14. Page 16, line 21, by striking <62,126,287> and inserting  
9 <63,926,287>

10 15. Page 20, after line 28 by inserting:

11 <Sec. \_\_\_\_\_. EFFECTIVE DATE. The following, being deemed of  
12 immediate importance, takes effect upon enactment:

13 The portion of this division of this Act amending 2017 Iowa  
14 Acts, chapter 167, section 31, prohibiting the utilization of  
15 the public safety assessment in pretrial hearings.

16 DIVISION \_\_\_\_

17 ATTORNEY GENERAL REPORTS>

18 16. Page 20, after line 30 by inserting:

19 <DIVISION \_\_\_\_

20 PUBLIC SAFETY SUPPORT TRUST FUND>

21 17. Page 21, after line 8 by inserting:

22 <DIVISION \_\_\_\_

23 UNMANNED AERIAL VEHICLES>

24 18. Page 21, after line 33 by inserting:

25 <DIVISION \_\_\_\_

26 PRISON READING ROOMS>

27 19. Page 22, by striking lines 9 through 13 and inserting:

28 <DIVISION \_\_\_\_

29 SPECIALTY COURTS — STUDY

30 Sec. \_\_\_\_\_. SPECIALTY COURTS — STUDY. The judicial  
31 branch and the department of corrections in cooperation with  
32 the division of criminal and juvenile justice planning of  
33 the department of human rights, and the judicial district  
34 departments of correctional services, shall study the  
35 effectiveness and recidivism rates of persons assigned to

1 the specialty courts of the judicial branch. The national  
2 center for state courts may be utilized in order to complete  
3 the study. The judicial branch shall file a report detailing  
4 the cost-effectiveness of the specialty courts including any  
5 recommendations with the general assembly and the fiscal  
6 services division of the legislative services agency by January  
7 15, 2019.

8 DIVISION \_\_\_\_  
9 SMALL CLAIMS JURISDICTION

10 Sec. \_\_\_\_\_. Section 631.1, subsections 1, 3, 4, 5, 7, and 8,  
11 Code 2018, are amended to read as follows:

12 1. The following actions or claims are small claims and  
13 shall be commenced, heard and determined as provided in this  
14 chapter:

15 a. A civil action for a money judgment where the amount in  
16 controversy is ~~four~~ five thousand dollars or less for actions  
17 commenced before July 1, ~~2002~~ 2018, exclusive of interest and  
18 costs.

19 b. A civil action for a money judgment where the amount in  
20 controversy is ~~five~~ six thousand five hundred dollars or less  
21 for actions commenced on or after July 1, ~~2002~~ 2018, exclusive  
22 of interest and costs.

23 3. The district court sitting in small claims has concurrent  
24 jurisdiction of an action of replevin if the value of the  
25 property claimed is ~~four~~ five thousand dollars or less for  
26 actions commenced before July 1, ~~2002~~ 2018, and ~~five~~ six  
27 thousand five hundred dollars or less for actions commenced on  
28 or after July 1, ~~2002~~ 2018. When commenced under this chapter,  
29 the action is a small claim for the purposes of this chapter.

30 4. The district court sitting in small claims has concurrent  
31 jurisdiction of motions and orders relating to executions  
32 against personal property, including garnishments, where the  
33 value of the property or garnisheed money involved is ~~four~~ five  
34 thousand dollars or less for actions commenced before July 1,  
35 ~~2002~~ 2018, and ~~five~~ six thousand five hundred dollars or less

1 for actions commenced on or after July 1, ~~2002~~ 2018.

2 5. The district court sitting in small claims has concurrent  
3 jurisdiction of an action for abandonment of a manufactured or  
4 mobile home or personal property pursuant to [section 555B.3](#),  
5 if no money judgment in excess of ~~four~~ five thousand dollars  
6 is sought for actions commenced before July 1, ~~2002~~ 2018, and  
7 ~~five~~ six thousand five hundred dollars or less for actions  
8 commenced on or after July 1, ~~2002~~ 2018. If commenced under  
9 this chapter, the action is a small claim for the purposes of  
10 this chapter.

11 7. The district court sitting in small claims has concurrent  
12 jurisdiction of an action for the collection of taxes brought  
13 by a county treasurer pursuant to [sections 445.3](#) and [445.4](#)  
14 where the amount in controversy is five thousand dollars or  
15 less for actions commenced ~~on or after~~ before July 1, ~~2003~~  
16 2018, and six thousand five hundred dollars or less for actions  
17 commenced on or after July 1, 2018, exclusive of interest and  
18 costs.

19 8. The district court sitting in small claims has concurrent  
20 jurisdiction of motions and orders relating to releases of  
21 judgments in whole or in part including motions and orders  
22 under [section 624.23, subsection 2](#), paragraph "c" and section  
23 624.37, where the amount owing on the judgment, including  
24 interests and costs, is five thousand dollars or less for  
25 actions commenced before July 1, 2018, and six thousand five  
26 hundred dollars or less for actions commenced on or after July  
27 1, 2018.

28 Sec. \_\_\_\_\_. JURISDICTIONAL AMOUNT REVERSION — SMALL  
29 CLAIMS. The jurisdictional amount in the section of this  
30 division of this Act that amends section 631.1 shall revert  
31 to five thousand dollars if a court of competent jurisdiction  
32 declares the six thousand five hundred dollar amount  
33 unconstitutional.>

34 20. Title page, line 1, after <system,> by inserting  
35 <providing penalties,>

---

MARK CHELGREN